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Civil Enforcement Case Report

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Civil Enforcement Case

Basic Information

Case Number: 04-2010-9036**Case Name:** BPEXPLORATION/MOEX/TRANSOCEAN
DEEPWATER/TRITON/GULF OF MEXICO OIL
SPILL/DEEPWATER HORIZON (NC)**Case Category:** Judicial**Case Status (as of 04/04/2016):** Final Order Entered**Case Lead:** EPA**Court Docket Number:** 2:10-cv-04536 / 2:10-md-
02179-CJB-SS**DOJ Docket Number:** --**Relief Sought:** Injunctive Relief, Penalty**Enforcement Outcome:** Final Order With Penalty**Headquarters Division:** --**Branch:** --**Result of Voluntary Disclosure?** No**Multi-media Case?** --**Enforcement Type:** Civil Judicial Action**Violations:** Oil Spill Violation Under CWA/OPA,
Violation Of A Permit Requirement

Penalties – Case Level

Total Federal Penalty Assessed or Agreed To: \$3,352,250,000**Total State/Local Penalty Assessed:** \$15,000,000**Total SEP Cost:** \$10,000,000**Total Compliance Action Cost:** \$1,943,750,000**Total Cost Recovery:** \$0

Case Summary

5/9/2011 - COMPLAINT ALLEGES DEFENDANTS VIOLATED CWA SECTIONS 311 AND 301/402. THE VIOLATIONS AROSE FROM OIL DISCHARGES FROM THE MOBILE OFFSHORE DRILLING UNIT, DEEPWATER HORIZON, IN THE GULF OF MEXICO. THE COMPLAINT SEEKS PENALTIES AND INJUNCTIVE RELIEF. THIS IS A NATIONALLY SIGNIFICANT CASE. In June 2012, the U.S. District Court for the Eastern District of Louisiana entered a Consent Decree between the United States and MOEX Offshore, to settle MOEX's Clean Water Act liability in the Deepwater Horizon oil spill. According to the terms of the settlement, MOEX will pay \$70 million in civil penalties, the largest civil penalty to date under the Clean Water

Act ? and will spend \$20 million to facilitate land acquisition projects in several Gulf states that will preserve and protect in perpetuity habitat and resources important to water quality. The Federal government will receive \$45 million in civil penalties, with the remainder divided between the several Gulf states. MOEX is required to spend \$5 million in each of the Region 4 states of Florida and Mississippi and on the land acquisition and protection project.

Laws and Sections

Law	Sections	Programs
CWA	301/402, 311F, 311B	NPDES Permit Violations, Oil Removal Cost Recovery, Oil & Hazardous Substances Discharge

Citations

Title	Part	Section
No data records returned		

Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110015755672	BP EXPLORATION & OIL INC. (GMG290110)	GULF OF MEXICO	GULF OF MEXICO	GM	99999	1311	211111
110063982347	BP EXPLORATION&PRODUCTION, INC	501 WESTLAKE PARK BLVD.	HOUSTON	TX	77079	1311	--

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Defendants

Defendants and Settlements	In Complaint	In Settlement
ANADARKO EXPLORATION & PRODUCTION, LP	Y	Y
ANADARKO PETROLEUM CORPORATION	Y	Y
BP EXPLORATION & PRODUCTION INC.	Y	Y
LLOYD'S SYNDICATE 1036	Y	Y
MOEX OFFSHORE 2007 LLC	Y	Y
QBE UNDERWRITING LTD.	Y	Y
TRANSOCEAN DEEPWATER INC.	Y	Y
TRANSOCEAN HOLDINGS LLC	Y	Y

Case Milestones

Event	Actual Date
Referred To Dept Of Justice	08/04/2010
Complaint Filed With Court	12/15/2010
Enforcement Action Data Entered	05/09/2011
Final Order Lodged	11/30/2015
Final Order Entered	04/04/2016

Pollutants

Pollutant Name	Chemical Abstract Number
Petroleum products	--

Related Activities

Description	Actual Date
No data records returned	

Defendants and Settlements	In Complaint	In Settlement
TRANSOCEAN OFFSHORE DEEPWATER DRILLING, INC.	Y	Y
TRITON ASSET LEASING GMBH	Y	Y

Final Order 1**Final Order Type:** Non-Lead Participant in Multi-Regional Case**Final Order Name:** BP EXPLORATION aka MOEX (GULF OF MEXICO OIL SPILL) (NATIONAL CASE) (04-2012-C015)**Linked Facilities (FRS ID):** 110063982347**Final Order Lodged Date:** 02/17/2012**Final Order Entered Date:** 06/18/2012**Enforcement Action Closed Date:** --**Actual Termination Date:** --**Penalties/SEPs/Cost Recovery Amounts****Federal Penalty Assessed or Agreed To:** \$22,500,000**State/Local Penalty Assessed:** \$15,000,000**SEP Value:** \$10,000,000**Federal Cost Recovery Awarded:** \$0**Complying Actions**

Complying Action ID	Category	Description
No data records returned		

Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
3000000305	Environmental Restoration and Protection	\$5,000,000	5 million, (Environmental Restoration and Protection) DESCRIPTION: Implement one or more land acquisition and habitat protection SEPs in the State of Mississippi to protect them in perpetuity from development by encumbering them with appropriate conservation easement, deed restrictions, covenants, or other institutional controls.

SEP ID	Category	SEP Value	Description
3000000304	Environmental Restoration and Protection	\$5,000,000	\$5 million, (Environmental Restoration and Protection) Implement one or more land acquisition and habitat protection SEPs in the State of Florida to protect them in perpetuity from development by encumbering them with appropriate conservation easement, deed restrictions, covenants, or other institutional controls

Pollutant Reductions

Resulting From	Pollutant	Annual Amount	Units	Media Affected
No data records returned				

LAST UPDATED ON MAY 17, 2017

DATA REFRESH INFORMATION